

**TOWN OF GOLDEN BEACH, FLORIDA**

**RESOLUTION NO. 2742.21**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE TOWN ATTORNEY TO SUBMIT A REQUEST TO THE STATE OF FLORIDA ATTORNEY GENERAL FOR A FORMAL OPINION REGARDING THE AUTHORIZATION TO IMPOSE A SPECIAL ASSESSMENT FOR TELECOMMUNICATION SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town Council is considering the implementation of a special assessment to fund the provision of telecommunication services, including fiber optic internet service; and

**WHEREAS**, the Town Council recognizes that the authority to impose special assessments is by virtue of its home rule powers and by statute; and

**WHEREAS**, the Town Council desires the opinion of the Florida Attorney General on the extent of its statutory authority to impose a special assessment.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** That each of the above stated recitals are hereby adopted, confirmed and incorporated herein.

**Section 2. Opinion Requested.** The Town Council hereby authorizes the Town Attorney to solicit from the Florida Attorney General a formal opinion substantially in the form and context attached hereto as Exhibit "A".

**Section 3. Effective Date.** That this Resolution shall be effective immediately upon adoption.

Sponsored by **Town Administration.**

The Motion to adopt the foregoing Resolution was offered by Councilmember Mendal, seconded by Councilmember Einstein and on roll call the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Judy Lusskin	<u>Aye</u>
Councilmember Bernard Einstein	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>
Councilmember Kenneth Bernstein	<u>Aye</u>

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida, this 20<sup>th</sup> day of April, 2021.

  
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MAYOR GLENN SINGER

ATTEST:

  
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LISSETTE PEREZ  
TOWN CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

  
\_\_\_\_\_  
STEPHEN J. HELFMAN  
TOWN ATTORNEY